

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

IN RE: NEW ENGLAND COMPOUNDING  
PHARMACY CASES LITIGATION

MDL No. 2419

Master Dkt.: 1:13-md-02419-RWZ

THIS DOCUMENT RELATES TO:

All Actions

**PLAINTIFFS' STEERING COMMITTEE'S MOTION FOR LEAVE TO FILE SUR-SUR  
REPLY IN SUPPORT OF MOTION FOR ENTRY OF COMMON BENEFIT ORDER**

The Plaintiffs' Steering Committee ("PSC") respectfully moves, in accordance with Rule 7.1(b)(3) of the Local Rules of the United States District Court for the District of Massachusetts, for leave to file a sur-sur reply in support of its motion for entry of an order establishing procedures to fund the proposed common benefit account [Dkt. 790].

In light of the arguments advanced in response to the PSC's motion, the PSC respectfully requests the Court grant them leave to file a brief written sur-sur reply in order to briefly address three points raised by the joint sur-reply by the Chapter 11 Trustee and the Official Creditors Committee of Unsecured Creditors [Dkt. 914] as well as the sur-reply of certain members of the OCC [Dkt. 915]. A copy of the proposed sur-sur reply is attached hereto as Exhibit 1.

Dated: March 12, 2014

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**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing was served via the Court's electronic filing system on  
March 12, 2014.

/s/ Thomas M. Sobol

Thomas M. Sobol